

Shainis & Heltzman, Chartered

Counselors at Law

Suite 290

1901 I Street, N.W.
Washington, D.C. 20036

(202) 293-0011

Fax (202) 293-0810

October 15, 1999

Aaron R. Shainis
Lee J. Heltzman

DOCKET FILE COPY ORIGINAL

Of Counsel

William H. BuRoss, III

Ruth S. Baker-Battist

Robert J. Keller

RECEIVED

OCT 15 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Magalie Salas
Secretary
Federal Communications Commission
Portals II - 12th Street Lobby
Filing Counter - TW-A325
445 - 12th Street, S.W.
Washington, DC 20554

Re: MM Docket Nos. 99-140 and 99-146
RM-9490
RM 9723
RM-9724
RM 9725
Amendment of Section 73.202(b)
Table of Allotments,
FM Broadcast Stations
North Tunica, Mississippi
Kennett, Missouri
Munford, Tennessee
Friars Point, Mississippi and
Marianna, Arkansas

Dear Ms. Salas:

Transmitted herewith, on behalf of Legend Broadcasting, Inc., is an original and four (4) copies of its Motion for Leave to File Supplemental Comments in the above-referenced rule making proceedings. Please contact the undersigned in the event the Commission has any questions with respect to this Motion.

Sincerely,



Lee J. Heltzman

Counsel for

LEGEND BROADCASTING, INC.

Enclosures

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

RECEIVED
OCT 15 1999
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	
)	
Amendment of Section 73.202(b),)	MM Docket Nos. 99-140 and 99-146
Table of Allotments,)	RM-9490
FM Broadcasting Stations.)	RM-9723
(North Tunica, Mississippi,)	RM-9724
Kennett, Missouri)	RM-9725
Munford, Tennessee,)	
Friars Point, Mississippi and)	
Marianna, Arkansas))	

TO: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

MOTION FOR LEAVE TO FILE SUPPLEMENTAL COMMENTS

Legend Broadcasting, Inc. ("Legend"), by its attorney, hereby moves for leave to file Supplement Comments in the above-captioned proceeding. In support of its position, Legend submits the following:

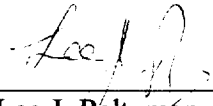
Docket No. 99-140 was initiated by Legend and proposed the reallocation of Channel 255C from Kennett, Missouri to Keiser, Arkansas and the modification of Station KTMO's license accordingly. Legend filed a counterproposal in the proceeding proposing the reallocation of Channel 255C from Kennett to Munford, Tennessee and a modification of the Station license, as well as the allotment of Channel 254A to the community of Friars Point, Mississippi. Flinn initiated Docket No. 99-146, proposing the allotment of Channel 254A to North Tunica, Mississippi. The proposals of Legend and Flinn are mutually exclusive.

On September 17, 1999, the Commission released its Public Notice accepting Legend's Counterproposal in Docket No. 99-140. Report No. 2362. On October 4, 1999, Flinn filed

Comments in Docket No. 99-140, in response to the Commission's Public Notice. Flinn proposes that Channel 255C1 be reallocated to Munford to allow the allotment of Channel 254A at North Tunica. It is necessary that Legend file Supplemental Comments in order to make it clear to the Commission that it has expressed an interest in the allotment of Channel 255C to Munford and that Flinn is attempting to substitute a channel in which no interest has been expressed.

Accordingly, for the reasons stated above, Legend respectfully requests leave to file Supplemental Comments in this rule making proceeding.

Respectfully submitted,
LEGEND BROADCASTING, INC.

By: 

Lee J. Peltzman
Its Attorney

SHAINIS & PELTZMAN, CHARTERED
1901 L Street, N.W. - Suite 290
Washington, D.C. 20036
202 293 0011

October 15, 1999

CERTIFICATE OF SERVICE

I, Michael S. Goldstein, secretary at the law firm of Shainis & Peltzman, Chartered, do hereby certify that on this 15th day of October, 1999, I sent via U.S. mail, postage prepaid, a copy of the foregoing to the following persons:

Stephen C. Simpson, Esq.
Suite 800
1090 Vermont Avenue, N.W.
Washington, D.C. 20005
Counsel for Fred R. Flinn

Timothy K. Brady, Esquire
Law Office of Timothy K. Brady
P.O. Box 71309
Newman, Georgia 30271-1309
Counsel for Olie E. Sisk

Larry G. Fuss
President
Delta Radio, Inc.
P.O. Box 1438
Cleveland, Mississippi 38732

Bear Creek Radio
P.O. Box 1196
College Station, TX 77842

Ms. Nancy Joyner*
Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
Room 3-A267, The Portals II
445 Twelfth Street, S.W.
Washington, D.C. 20554



Michael S. Goldstein

*By Hand Delivery